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To: **Examiner Maurie Garcia** **Facsimile:** 703-308-7922
United States Patent and Trademark Office **Phone:** 703-308-0065
Group Art Unit 1627

From: **Robert K. Cerpa** **Facsimile:** 213-892-5454
Patent Department **Phone:** 213-892-5615

Date: December 18, 2001

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Serial No. 09/248,158
Filing Date: February 9, 1999
Attorney Docket No. 342312000600
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**TRANSMITTAL
FORM**

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Total Number Of Pages In This Submission

Application Number

09248,158

Filing Date

February 9, 1999

First Named Inventor

Zhengyu YUAN et al.

Group Art Unit

1627

Examiner Name

M. Garcia, Ph.D.

Attorney Docket No.

342312000600

ENCLOSURES (check all that apply)☐ Fee Transmittal Form☐ Fee Attached☒ Preliminary Amendment☐ After Final☐ Affidavits/declarations☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/
Incomplete Application☐ Response to Missing Parts
under 37 CFR 1.52 or 1.53☐ Assignment Papers
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Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) _____☐ After Allowance Communication to
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(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s) (please identify
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Remarks

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm

or

Individual Name

Robert K. Cerpa

MORRISON & FOERSTER LLP

755 Page Mill Road, Palo Alto, CA 94304-1018

Signature

Date

October 25, 2001

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Marco A. Jimenez

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pa-637230

PATENT
Docket No. 342312900600

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Marco A. Jimenez

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Zhengyu YUAN and Zhong-Xiao CHEN

Serial No.: 09/248,158

Filing Date: February 9, 1999

For: DIRECT ADSORPTION
SCINTILLATION ASSAY FOR
MEASURING ENZYME ACTIVITY
AND ASSAYING BIOCHEMICAL
PROCESSES

Examiner: Maurie Garcia, Ph.D.

Group Art Unit: 1627

INTERVIEW SUMMARY

BOX CPA
Assistant Commissioner for Patents
Washington, D.C. 20231.

Dear Sir:

A telephone interview between Examiner Maurie E. Garcia, Ph.D., and the undersigned agent of record was held on Tuesday, October 9, 2001. The following summary is provided in accordance with 37 C.F.R. §1.2 and MPEP §713.04.

No exhibits were shown, nor were any demonstrations conducted. An informal proposed amendment was submitted.

The claims discussed were all pending claims (1, 3-10, 19).

The specific prior art discussed was Schlenoff (U.S. Patent No. 5,466,930) and Kasila et al (U.S. Patent No. 5,972,575).

pa-634479

A proposed amendment to claim 1 to incorporate the limitations of claim 4 was discussed.

The general thrust of the argument presented by the undersigned agent of record was that the proposed amendment to claim 1 would overcome rejections based on the prior art of record. The Examiner indicated that this new limitation would require further consideration which was not available due to the After-Final status of the application.


Agreement regarding the claims was not reached, as the issues require further consideration.

The Examiner is respectfully requested to review this Interview Summary for accuracy according to MPEP §713.04 and to enter this Summary in the file.

Respectfully submitted,

Dated: October 25, 2001

By:


Robert K. Cerpa
Registration No. 39,933

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MARCO

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Attorney Docket: 34231-20006.00

Date: October 25, 2001

Inventor(s): Zhengyu YUAN, et al.

USSN: 09/248,158

Title: DIRECT ADSORPTION SCINTILLATION ASSAY FOR
MEASURING ENZYME ACTIVITY AND ASSAYING
BIOCHEMICAL PROCESSES


Enclosed are the following:

1. Preliminary Amendment (7 pages)
2. Interview Summary (2 pages)
3. Transmittal Form
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